

NOV 25 2002
OFFICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)

Docket No.
2711

In Re Application Of: PAUL M. YATES

Serial No.
09/728,455

Filing Date
12/01/2000

Examiner
STEVEN M. MARSH

Group Art Unit
3632

Invention: CUSHION WITH LUBRICATED PARTICULATES

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated 08/28/2002 finally rejecting Claim(s) 1-5 and 22-34

Applicant is a small entity under 37 CFR 1.9 and 1.27.

A verified statement of small entity status under 37 CFR 1.27:

- ☐ is enclosed.
- ☒ has already been filed in this application.

RECEIVED

NOV 29 2002

GROUP 3600

The fee for this Notice of Appeal is: \$160.00

- ☒ A check in the amount of the fee is enclosed.
- ☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. A duplicate copy of this sheet is
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 08-0114
- A duplicate copy of this sheet is enclosed.


Signature

Dated: NOVEMBER 19, 2002

WALTER A. HACKLER, Ph.D.
LAW OFFICES
2372 S.E. BRISTOL, SUITE B
NEWPORT BEACH, CALIFORNIA 92660-0755

TEL: (949) 851-5010
FAX: (949) 752-1925

11/27/2002 CV0111 00000078 09728455

01 FC:2401

160.00 OP

CC:

I certify that this document and fee is being deposited on 11/19/2002 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.


Signature of Person Mailing Correspondence

WALTER A. HACKLER, Ph.D.

Typed or Printed Name of Person Mailing Correspondence

BEST AVAILABLE COPY